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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/727,291	11/29/2000	John C. Goodwin III	9119.00	6324
26884	7590	04/05/2005	EXAMINER JACOBS, LASHONDA T	
PAUL W. MARTIN LAW DEPARTMENT, WHQ-4 1700 S. PATTERSON BLVD. DAYTON, OH 45479-0001			ART UNIT 2157	

DATE MAILED: 04/05/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/727,291

Applicant(s)

GOODWIN ET AL.

Examiner

LaShonda T Jacobs

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 01 February 2005.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-4 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-4 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

Response to Amendment

This is a Final Office Action in response to Applicant's Amendment/Request for Reconsideration filed on February 1, 2005. Claims 1-4 are presented for further examination.

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-4 are rejected under 35 U.S.C. 103(a) as being unpatentable over McMillan in view Logan et al (hereinafter, "Logan", 5,761,683).

As per claim 1, McMillan discloses a method of limiting access to a web page by an operator of a network kiosk comprising the steps of:

(a) receiving a request to display a web page by the kiosk (abstract, col. 3, lines 11-21, lines 65-67 and col. 4, lines 1-30);

(b) determining an address of the web page (col. 3, lines 65-67 and col. 4, lines 1-30);

However, McMillan does not explicitly disclose:

(c) determining a current time;

(d) determining an unacceptable period associated with the address during which access to the web page is prohibited; and

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(e) preventing access to the web page if the current time falls within the unacceptable period.

Logan discloses techniques for changing the behavior of a link in a hypertext document including:

(c) determining a current time (col. 17, lines 40-48);

(d) determining an unacceptable period associated with the address during which access to the web page is prohibited (col. 3, lines 22-28, col. 17, lines 40-56 and col. 18, lines 1-7); and

(e) preventing access to the web page if the current time falls within the unacceptable period (col. 3, lines 22-28, col. 17, lines 40-56 and col. 18, lines 1-7).

Given the teaching of Logan, it would have been obvious to one of ordinary skill in the art to modify McMillan by implementing a timer driver routine within the web information kiosk in order to prevent access to a web page if current time falls within an unacceptable period allowing a user to access information within the time limit specified by the operator/owner in a timely and efficient manner.

As per claim 2, McMillan discloses the invention substantially as claimed.

However, McMillan does not explicitly disclose wherein step (c) comprises the sub-step of:

(c-1) determining a current data and time of day .

Logan discloses techniques for changing the behavior of a link in a hypertext document including:

(c-1) determining a current data and time of day (col. 17, lines 40-48).

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Given the teaching of Logan, it would have been obvious to one of ordinary skill in the art to modify McMillan by implementing a timer driver routine within the web information kiosk in order to prevent access to a web page if current time falls within an unacceptable period allowing a user to access information within the time limit specified by the operator/owner in a timely and efficient manner.

As per claim 3, McMillan discloses a method of limiting access to a web page by an operator a network kiosk comprising the steps of:

- receiving a request to display a web page by the kiosk (abstract, col. 3, lines 11-21, lines 65-67 and col. 4, lines 1-30);
- determining an address of the web page (col. 3, lines 65-67 and col. 4, lines 1-30);
- comparing the address to a list of addresses (col. 3, lines 65-67 and col. 4, lines 1-30);

However, McMillan does not explicitly disclose if the address is in the list of addresses:

- determining a current time of day and current date;
- determining an unacceptable period associated with the address during which access to the web page is prohibited; and
- preventing access to the web page if current time of day and current date fall within the unacceptable period.

Logan discloses techniques for changing the behavior of a link in a hypertext document including:

- determining a current time of day and current date (col. 17, lines 40-48);

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- determining an unacceptable period associated with the address during which access to the web page is prohibited (col. 3, lines 22-28, col. 17, lines 40-56 and col. 18, lines 1-7); and
- preventing access to the web page if current time of day and current date fall within the unacceptable period (col. 3, lines 22-28, col. 17, lines 40-56 and col. 18, lines 1-7).

Given the teaching of Logan, it would have been obvious to one of ordinary skill in the art to modify McMillan by implementing a timer driver routine within the web information kiosk in order to prevent access to a web page if current time falls within an unacceptable period allowing a user to access information within the time limit specified by the operator/owner in a timely and efficient manner.

As per claim 4, McMillan discloses a network kiosk comprising:

- a display for displaying web pages (col. 3, lines 65-67 and col. 4, lines 1-30);;
- an input device for selecting the web pages (col. 3, lines 65-67 and col. 4, lines 1-30);;
- and
- a computer which receives a request to display a first web page from the input device, determines an address of the first web page (col. 3, lines 65-67, col. 4, lines 1-30 and lines 41-51).

However, McMillan does not explicitly disclose a computer which:

- determines a current time, determines an unacceptable period of associated with the address during which access to the first web page is prohibited, and prevents access to the first web page if current time falls within the unacceptable period.

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Logan discloses techniques for changing the behavior of a link in a hypertext document including:

- determines a current time, determines an unacceptable period of associated with the address during which access to the first web page is prohibited, and prevents access to the first web page if current time falls within the unacceptable period (col. 3, lines 22-28, col. 17, lines 40-56 and col. 18, lines 1-7).

Given the teaching of Logan, it would have been obvious to one of ordinary skill in the art to modify McMillan by implementing a timer driver routine within the web information kiosk in order to prevent access to a web page if current time falls within an unacceptable period allowing a user to access information within the time limit specified by the operator/owner in a timely and efficient manner.

Response to Arguments

3. Applicant's arguments filed February 1, 2005 have been fully considered but they are not persuasive.

The Office notes the following arguments:

a. The reference fails to teach or suggest a system or method of limiting access to a web page including an unacceptable period associated with the address during which access to the web page is prohibited. Logan limits the session usage time associated with a user.

In response to:

a. Logan teaches a system that disable links to information already viewed once the timer associated with the link (web page) has expired thus permitting a user to continue the session but

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disabling the ability to “browse” for additional information (col. 3, lines 22-28). Thus Logan teaches limiting access to a web page during an unacceptable period (once the timer has expired) associated with the address. Logan limits access to the web page by disabling the links once the timer has expired.

Conclusion

4. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to LaShonda T Jacobs whose telephone number is 571-272-4004. The examiner can normally be reached on 8:30 A.M.-5:00 P.M..


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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ario Etienne can be reached on 571-272-4001. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

LaShonda T Jacobs
Examiner
Art Unit 2157

ltj
March 24, 2004


SALEH NAJJAR
PRIMARY EXAMINER